

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

EXECUTIVE RISK INDEMNITY INC.,

Plaintiff,

V.

ROBERT J. LUCIA et al.,

Defendants.

CASE NO. 1:02 CV 808

JUDGE JOHN R. ADAMS

## ENTRY OF DISMISSAL

The Parties having filed of record the settlement agreements between and among all parties in this case, and those settlement agreements now having been approved by the United States Bankruptcy Court for the District of Delaware and the Franklin County, Ohio Court of Common Pleas on August 22, 2005 and August 29, 2005, respectively, and upon the stipulation of all parties, it is hereby ORDERED and ADJUDGED that

All Claims, Counterclaims and Cross-Claims in this matter are hereby DISMISSED with prejudice, each party to bear and pay its own costs and attorney fees.

IT IS SO ORDERED.

September 8, 2005

Date \_\_\_\_\_

s/John R. Adams

John R. Adams

U.S. District Judge

AGREED:

/s/ René E. Browne  
HOGAN & HARTSON L.L.P.  
David Newmann  
1515 Market Street, Suite 1630  
Philadelphia PA 19102  
(215) 864-8089 phone  
(215) 569-4963 fax  
dnewmann@hhlaw.com

René Browne  
555 Thirteenth Street, N.W.  
Washington, D.C. 20004  
(202) 637-6965 phone  
(202) 637-5910 fax  
rbrowne@hhlaw.com

Counsel for Plaintiff Executive Risk  
Indemnity Inc. and Third-Party  
Defendant Executive Risk Specialty  
Insurance Co.

/s/ Thomas J. Hennessey by RB  
w/consent  
Thomas J. Hennessey  
BINGHAM MCCUTCHEN LLP  
150 Federal Street  
Boston, MA 02110  
(617) 951-8520 phone  
(617) 951-8736 fax  
thomas.hennessey@bingham.com

Counsel for Intervenor Sean C. Logan,  
Trustee of PRS Insurance Group and its  
Debtor Subsidiaries

/s/ Gregory A. Harrison by RB w/consent  
Gregory A. Harrison (0029814)  
DINSMORE & SHOHL LLP  
1900 Chemed Center  
255 East 5th Street  
Cincinnati, Ohio 45202  
(513) 977-8314  
(513) 977-8141 fax  
greg.harrison@dinslaw.com

Counsel for Intervenor Ann H. Womer  
Benjamin, Liquidator of Credit General  
Insurance Company and Credit General  
Indemnity Company

/s/ William D. Beyer by RB w/consent  
William D. Beyer, Esq.  
William Joseph Baker, Esq.  
Wuliger, Fadel & Beyer  
1340 Sumner Court  
Cleveland, Ohio 44115

Counsel for Robert J. Lucia

/s/ Dean S. Hoover by RB w/consent

Dean S. Hoover  
Hoover Legal Associates  
230 North Main Street  
Hudson, Ohio 44236

Counsel for Gregory A. Fazekash

/s/ Harold E. Farling by RB w/consent

Harold E. Farling, Esq.  
Kovach & Farling Co., LPA  
925 Leader Building  
526 Superior Avenue, East  
Cleveland, Ohio 44114-1401

Counsel for Laura B. Darcy &  
Richard J. Babel

/s/ Barry W. Moses by RB w/consent

Barry W. Moses, *pro se*  
330 Grenway Road  
Shaker Heights, Ohio 44122

/s/ Lewis Battaglia by RB w/consent

Mr. Lewis Battaglia, *pro se*  
2785 Loreto Drive  
Willoughby Hills, Ohio 44094

/s/ Stephen Greenfield by RB w/consent

Mr. Stephen Greenfield, *pro se*  
7365 Joseph Drive  
Solon, Ohio 44139

/s/ Bryan K. Griffin by RB w/consent

Mr. Bryan K. Griffin, *pro se*  
127 Whittlesey Drive  
Tallmadge, Ohio 44278

/s/ Michael J. Saxon by RB w/consent

Mr. Michael J. Saxon, *pro se*  
514 Brookstone Ct.  
Copley, Ohio 44321

/s/ John Fehler by RB w/consent

Mr. John Fehler, *pro se*  
3515 Courtland Road  
Pepper Pike, Ohio 44122

/s/ John Boyko by RB w/consent

Mr. John Boyko, *pro se*  
4118 Overbrook Drive  
Brecksville, Ohio 44141-1845

/s/ Ronald E. Pipoly by RB w/consent

Mr. Ronald E. Pipoly, Jr., *pro se*  
6571 Deer Haven Drive  
Painesville, Ohio 44077-5937

**CERTIFICATE OF SERVICE**

I hereby certify that on September 6, 2005, a copy of foregoing stipulated Entry of Dismissal was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system. A copy of this filing also is being served by mail, first-class postage prepaid, to:

John Boyko  
4118 Overbrook Dr.  
Brecksville, OH 44141

John H. Fehler  
3515 Courtland Rd.  
Beachwood, OH 44122-4280

Stephen Greenfield  
7365 Joseph Drive  
Solon, OH 44139

Ronald E. Pipoly  
6571 Deer Haven Drive  
Painesville, OH 44077-5937

Lewis Battaglia  
2785 Loreto Drive  
Willoughby Hills, OH 44094

Michael J. Saxon  
514 Brookstone Ct.  
Copley, OH 44321

Bryan K. Griffin  
127 Whittlesey Drive  
Tallmadge, OH 44278

/s/ René Browne  
René Browne